

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON

CALVIN DOUGLAS DYESS,  
Movant,

v.

CIVIL ACTION No. 2:08-00849  
Criminal No. 2:99-00012-01

UNITED STATES OF AMERICA,  
Respondent.

MEMORANDUM OPINION & ORDER

Consistent with the Memorandum Opinion and Order entered this same day, the court **DENIES** Petitioner Calvin Dyess' Petition to Vacate, Set Aside or Correct Sentence by a Person in Federal Custody pursuant to 28 U.S.C. § 2255. The court **DISMISSES** this case and **DIRECTS** the Clerk to remove it from the court's active docket.

The Clerk is directed to forward a certified copy of this Judgment Order to counsel of record and petitioner, pro se. The Clerk is further directed to remove this case from the court's docket.

It is **SO ORDERED** this 22nd day of August, 2011.

ENTER:

A handwritten signature in cursive script, reading "David A. Faber", is written over a horizontal line.

David A. Faber  
Senior United States District Judge